

#437
1 BILL NO. G-90-06-41

2 GENERAL ORDINANCE NO. G- 02-91

3 AN ORDINANCE amending the Thoroughfare
4 Plan of the City Comprehensive ("Master")
5 Plan by vacating a dedicated utility easement.

6 WHEREAS, a petition to vacate a dedicated utility
7 easement within the City of Fort Wayne (as more specifically
8 described below) was duly filed with the City Planning
9 Commission; and

10 WHEREAS, said Commission duly held a public hearing
11 thereon; and

12 WHEREAS, said Commission has duly forwarded its
13 recommendation to this body approving said petition, all in
14 accordance with I.C. 36-7-4-512(2) and this body having held
15 a public hearing on said vacation as provided in I.C. 36-7-
16 4-12; and

17 WHEREAS, this body concurs in the recommendation of the
18 City Planning Commission.

19 NOW THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF
20 THE CITY OF FORT WAYNE, INDIANA:

21 SECTION 1. That the petition filed herein to vacate a
22 dedicated utility easement within the City of Fort Wayne,
23 more specifically described as follows, to-wit:

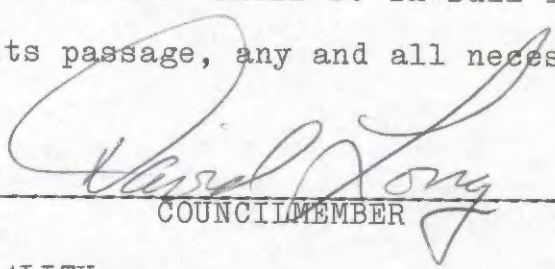
24 Beginning at the southeast corner of Lot 6 in J.W.
25 Hartzog's Addition to the City of Fort Wayne,
26 Indiana; thence easterly along the southern line
27 of Lot 5 in J.W. Hartzog's Addition a distance of
28 3 feet to a point; thence northerly 440.5 feet to
29 a point on the north line of Lot 52 in Baldwin
30 Heirs' Addition to the City of Fort Wayne,
31 Indiana; thence westerly along the northern line
32 of Lots 52 and 46 in Baldwin Heirs' Addition a
distance of 6 feet to a point; thence southerly
440.5 feet to a point on the southern line of Lot
6 in J. W. Hartzog's Addition; thence easterly
along the southern line of Lot 6 in J. W.
Hartzog's Addition a distance of 3 feet to the
true point of beginning; the same being the
utility easement dedicated in the plat of J.W.
Hartzog's Addition to the City of Fort Wayne,
Indiana, as recorded in the Allen County
Recorder's Office in the Plat Book 11, page 51,

#437

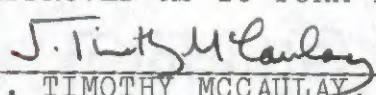
and in the Plat of Baldwin Heirs' Addition to the City of Fort Wayne, Indiana, as recorded in the Allen County Recorder's Office in Plat Book 9-B, page 52.

and which vacating amends the Thoroughfare Plan of the City Comprehensive ("Master") Plan and is hereby approved in all respects.

SECTION 2. That this Ordinance shall be in full force and effect from and after its passage, any and all necessary approval by the Mayor.


COUNCILMEMBER

APPROVED AS TO FORM AND LEGALITY:


J. TIMOTHY MCCAULAY, CITY ATTORNEY

** Public hearing to be held on _____,
the _____ day of _____, 1990,
in the Council Chambers.

Sandra E. Kennedy, City Clerk

Read the first time in full and on motion by Long, seconded by Delaney, and duly adopted, read the second time by title and referred to the Committee on Regulation (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Common Council Conference Room 128, City-County Building, Fort Wayne, Indiana, on _____, the _____, day of _____, 19____, at _____ o'clock _____ M., E.S.T.

DATED: 6-26-90

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by Henry, seconded by Long, and duly adopted, placed on its passage. PASSED ~~and~~ by the following vote:

	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAINED</u>	<u>ABSENT</u>
<u>TOTAL VOTES</u>	<u>9</u>			
<u>BRADBURY</u>	<u>✓</u>			
<u>BURNS</u>	<u>✓</u>			
<u>EDMONDS</u>	<u>✓</u>			
<u>GIAQUINTA</u>	<u>✓</u>			
<u>HENRY</u>	<u>✓</u>			
<u>LONG</u>	<u>✓</u>			
<u>REDD</u>	<u>✓</u>			
<u>SCHMIDT</u>	<u>✓</u>			
<u>TALARICO</u>	<u>✓</u>			

DATED: 1-8-91

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ANNEXATION) ~~(APPROPRIATION)~~ (GENERAL) ~~(SPECIAL)~~ (ZONING MAP) ORDINANCE RESOLUTION NO. 9-02-91 on the 8th day of January, 1991

ATTEST:

(SEAL)

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Samuel J. Talarico
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 9th day of January, 1991, at the hour of 10:00 o'clock PM M., E.S.T.

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this 10th day of January, 1991, at the hour of 11:35 o'clock PM M., E.S.T.

PAUL HELMKE
PAUL HELMKE, MAYOR

RECEIPT

No 7306

COMMUNITY DEVELOPMENT & PLANNING

FT. WAYNE, IND., 5/16 1990

RECEIVED FROM

Thomas Gallinger \$ 100.00

THE SUM OF

One Hundred DOLLARS

ON ACCOUNT OF

Utility Easement

PAID BY: CASH ☐ CHECK ☒ M.O. ☐

1159

[Signature]
AUTHORIZED SIGNATURE

Date Filed: May 16, 1990

Vacation Petition

I/We Parkview Memorial Hospital, Incorporated
(Applicant's Name or Names)

PETITION TO VACATE Utility Easement
(Street, Alley, Utility Easement, Plat,
Other)

TO: THE CITY PLAN COMMISSION
CITY OF FORT WAYNE, INDIANA

The undersigned petitioner(s), do (does) hereby respectfully
petition the Fort Wayne City Plan Commission to vacate the
following Utility Easement with the City of Fort
Wayne, Indiana, and hereby described as follows:

See attached legal description and survey

(Legal Description of property being vacated) If additional
space is needed use reverse side.)

In support thereof, your petitioner(s) would represent as
follows:

(List reasons for requesting vacation.)

1. Petitioner is the only owner of the real estate bordering both sides of
the utility easement; 2. The utility easement is not improved nor in use;
3. The utility easement is not necessary nor advantageous to the growth of the
City of Fort Wayne; 4. The real estate is served by utilities other than
those in this utility easement.

(If additional space is needed use reverse side.)

Your petitioner(s) file this petition pursuant to the authority
granted in Indiana Code, and provisions of local ordinance, in
order to complete the vacation as described.

WHEREFORE, your petitioner(s) pray that the above described
utility easement be vacated according to the provisions
of the Indiana Law pertaining thereto.

DATED THIS 16th DAY OF May 19 90

N/A
Adjacent Property Owner
Typed Name

Address Zip

Signature

N/A
Adjacent Property Owner
Typed Name

Address Zip

Signature

Legal Description of Property:

See attached legal description and survey

Additional Reasons for Vacation Request:

N/A

Owners of Adjacent Property:

N/A

Adjacent Owners TYPED Name	Property Name	Address/Zip	Signature
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NOTICE:

FILING OF THIS APPLICATION GRANTS THE CITY OF FORT WAYNE PERMISSION TO POST "OFFICIAL NOTICE" ON THE PETITIONED PROPERTY.

FAILURE TO POST, OR TO MAINTAIN POSTING CAN PREVENT THE PUBLIC HEARING FROM BEING HELD.

This form is to be filed in duplicate.

AGENT:

Thomas M. Gallmeyer
Name Hawk, Haynie & Gallmeyer

1515 Lincoln Tower
Street Address

Fort Wayne, IN 46802
City/State/Zip

(219) 422-1515
Phone

LEGAL DESCRIPTION OF VACATED UTILITY EASEMENT

Beginning at the southeast corner of Lot 6 in J. W. Hartzog's Addition to the City of Fort Wayne, Indiana; thence easterly along the southern line of Lot 5 in J. W. Hartzog's Addition a distance of 3 feet to a point; thence northerly 440.5 feet to a point on the north line of Lot 52 in Baldwin Heirs' Addition to the City of Fort Wayne, Indiana; thence westerly along the northern line of Lots 52 and 46 in Baldwin Heirs' Addition a distance of 6 feet to a point; thence southerly 440.5 feet to a point on the southern line of Lot 6 in J. W. Hartzog's Addition; thence easterly along the southern line of Lot 6 in J. W. Hartzog's Addition a distance of 3 feet to the true point of beginning; the same being the utility easement dedicated in the plat of J. W. Hartzog's Addition to the City of Fort Wayne, Indiana, as recorded in the Allen County Recorder's Office in Plat Book 11, page 51, and in the Plat of Baldwin Heirs' Addition to the City of Fort Wayne, Indiana, as recorded in the Allen County Recorder's Office in Plat Book 9-B, page 52.

RESOLUTION 78-261-23

WHEREAS, PARKVIEW MEMORIAL HOSPITAL INC has petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following dedicated utility easement situated in Fort Wayne, Allen County, to-wit:

Beginning at the southeast corner of Lot 6 in J.W. Hartzog's Addition to the City of Fort Wayne, Indiana; thence easterly along the southern line of Lot 5 in J.W. Hartzog's Addition a distance of 3 feet to a point; thence northerly 440.5 feet to a point on the north line of Lot 52 in Baldwin Heirs' Addition to the City of Fort Wayne, Indiana; thence westerly along the northern line of Lots 52 and 46 in Baldwin Heirs' Addition a distance of 6 feet to a point; thence southerly 440.5 feet to a point on the southern line of Lot 6 in J. W. Hartzog's Addition; thence easterly along the southern line of Lot 6 in J. W. Hartzog's Addition a distance of 3 feet to the true point of beginning; the same being the utility easement dedicated in the plat of J.W. Hartzog's Addition to the City of Fort Wayne, Indiana, as recorded in the Allen County Recorder's Office in the Plat Book 11, page 51, and in the Plat of Baldwin Heirs' Addition to the City of Fort Wayne, Indiana, as recorded in the Allen County Recorder's Office in Plat Book 9-B, page 52.

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947, of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of the General Assembly of the State of Indiana, Indiana Code Section 36-7-4-12; and,

WHEREAS, notice of such public hearing has been given by due and proper publication thereof;

WHEREAS, said vacation of dedicated utility easement has been routed through the following departments: Street Engineering, Traffic Engineering, Water Pollution Control Engineering, Electrical Engineering, Park Board and through the Pubilc Utility Companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne Board of Public Works that the vacation of said dedicated utility easement hereinbefore described conforms to the general policy and pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana.

BE IT FURTHER RESOLVED by the Board of Public Works that the vacation of said dedicated utility easement hereinbefore described be and the same is hereby approved subject to easements as required by all public utilities occupying and using said portion of dedicated utility easement or part thereof for the vacation and operation of its utility facilities shall not be deprived of said use on account of these proceedings unless any said utilities shall file a written consent to said vacation.

STATE OF INDIANA)

SS:

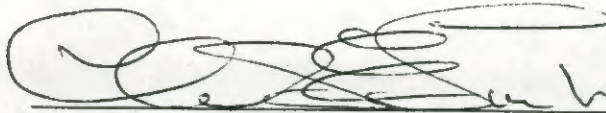
COUNTY OF ALLEN

I, W. C. [Signature], Director of the Board of Public Works, do hereby certify that attached hereto is a full, true and correct copy of a resolution adopted by the Fort Wayne Board of Public Works at their meeting held

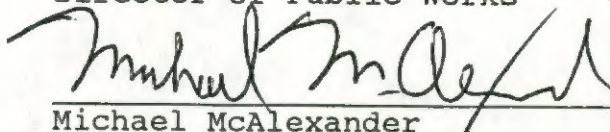
July 18, 1990 and as same appears
of record in the official records of the Board of Public Works.

DATED THIS 18 DAY OF July 1990

FORT WAYNE BOARD OF PUBLIC WORKS



Charles E. Layton
Director of Public Works



Michael McAlexander
Director of Public Safety

Douglas M. Lehman
Director of Administration & Finance

RESOLUTION

WHEREAS, PARKVIEW MEMORIAL HOSPITAL INC has petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following dedicated utility easement in Fort Wayne, Allen County, to-wit:

Beginning at the southeast corner of Lot 6 in J.W. Hartzog's Addition to the City of Fort Wayne, Indiana; thence easterly along the southern line of Lot 5 in J.W. Hartzog's Addition a distance of 3 feet to a point; thence northerly 440.5 feet to a point on the north line of Lot 52 in Baldwin Heirs' Addition to the City of Fort Wayne, Indiana; thence westerly along the northern line of Lots 52 and 46 in Baldwin Heirs' Addition a distance of 6 feet to a point; thence southerly 440.5 feet to a point on the southern line of Lot 6 in J. W. Hartzog's Addition; thence easterly along the southern line of Lot 6 in J. W. Hartzog's Addition a distance of 3 feet to the true point of beginning; the same being the utility easement dedicated in the plat of J.W. Hartzog's Addition to the City of Fort Wayne, Indiana, as recorded in the Allen County Recorder's Office in the Plat Book 11, page 51, and in the Plat of Baldwin Heirs' Addition to the City of Fort Wayne, Indiana, as recorded in the Allen County Recorder's Office in Plat Book 9-B, page 52.

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947, of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of 1963 of the General Assembly of the State of Indiana, Indiana Code, Section 36-7-4-12.

WHEREAS, notice of such public hearing has been given by due and proper publication thereof; and,

WHEREAS, said public hearing was held on June 16, 1990 at 7:00 P.M. and at such hearing there were no objections of any kind or character which should prevent the vacation of said dedicated utility easement.

WHEREAS, said vacation of dedicated utility easement has been routed through the following departments: Street Engineering, Traffic Engineering, Water Engineering, Water Pollution Control Engineering, Street Light Engineering, Park Board and through the Public Utility Companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne City Plan Commission that the vacation of said dedicated utility easement hereinbefore described conforms to the general policy pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana;

BE IT FURTHER RESOLVED by the Fort Wayne City Plan Commission that the vacation of said dedicated utility easement hereinbefore described be and the same is hereby approved.

BE IT FURTHER RESOLVED no public utility occupying and using said dedicated utility easement or part thereof for the vacation and operation of its utility facilities shall be deprived of said use on account of these proceedings unless any said utility shall file a written consent to said vacation.

BE IT FURTHER RESOLVED that the action of the Fort Wayne City Plan Commission be forwarded to the proper governing body having jurisdiction of the vacation of said dedicated utility easement in Allen County, Indiana.

STATE OF INDIANA))
COUNTY OF ALLEN) SS:

I, Robert Hutner, Secretary of the Fort Wayne City Plan

Commission, do hereby certify that attached is a full true and correct copy of a resolution adopted by the Fort Wayne City Plan Commission following a public hearing of said Commission held and as the same appears of record in the official records of said Plan Commission.

DATED THIS 25th DAY OF June 1990

FORT WAYNE CITY PLAN COMMISSION

A handwritten signature in dark ink, appearing to read "R. Huthner", is written over a horizontal line.

Robert Huthner
Secretary

#427 ORIGINAL

ORIGINAL

DIGEST SHEET

TITLE OF ORDINANCE Utility Easement Vacation

DEPARTMENT REQUESTING ORDINANCE Land Use Management - C&ED

SYNOPSIS OF ORDINANCE Utility Easement running north/south adjacent to
Lots 1 through 10 in J W Hartzog's Addition and Lots 42 through 46 and Lots 52 through
56 in Baldwin Heirs Addition.

9-90-0641

EFFECT OF PASSAGE Property is presently a dedicated utility easement.

Property will be vacated and revert to the adjacent property owners.

EFFECT OF NON-PASSAGE Property will remain a dedicated utility easement.

MONEY INVOLVED (Direct Costs, Expenditures, Savings) _____

(ASSIGN TO COMMITTEE (J.N.)) _____

AGENT:

Tom Gallmeyer
1515 Lincoln Bank Tower
City 02

422-1515

Division of Community Development & Planning

BRIEF TITLE

APPROVAL DEADLINE

REASON

Utility Easement Vacation

DETAILS

Specific Location and/or Address

The North/South easement between Hartzog Drive and Beacon Street, from Forest Avenue to the East/West vacated alley.

Reason for Project

Future hospital expansion.

Discussion (Including relationship to other Council actions)

18 June 1990 - Public Hearing

Tom Gallmeyer, attorney for the petitioners Parkview Memorial Hospital appeared before the Commission. Mr. Gallmeyer stated that the petitioners own the property on either side of the easement and that the easement is not needed for future growth. He stated that there are no utilities in the easement. He stated that the vacation of the easement would have no negative impact on the adjoining real estate.

There was no one else present who wished to speak in favor of or in opposition to the proposed vacation.

25 June 1990 - Business Meeting

Motion was made and seconded to return the ordinance to the Common Council with a DO PASS recommendation.

Of the six (6) members present, five (5) voted in favor of the motion, one (1) did not vote.

Motion carried.

POSITIONS

RECOMMENDATIONS

Sponsor

City Plan Commission

Area Affected

City Wide

Other Areas

Applicants/
Proponents

Applicant(s)

Parkview Memorial Hospital
City Department

Other

Opponents

Groups or Individuals

Basis of Opposition

Staff
Recommendation☒ For☐ Against

Reason Against

Board or
Commission
Recommendation

By

☒ For☐ Against☐ No Action Taken

☐ For with revisions to conditions
(See Details column for condition

CITY COUNCIL
ACTIONS
(For Council
use only)☐ Pass☐ Other☐ Pass (as
amended)☐ Hold☐ Council Sub.☐ Do not pas

BILL NO. G-90-06-41

REPORT OF THE COMMITTEE ON REGULATIONS

THOMAS C. HENRY, CHAIRMAN
DAVID C. LONG, VICE CHAIRMAN
EDMONDS, SCHMIDT, BRADBURY

WE, YOUR COMMITTEE ON _____ REGULATIONS _____ TO WHOM WAS

REFERRED AN (ORDINANCE) (~~RESOLUTION~~) amending the Thoroughfare
Plan of the City Comprehensive ("Master") Plan by vacating a
dedicated utility easement

HAVE HAD SAID (ORDINANCE) (~~RESOLUTION~~) UNDER CONSIDERATION
AND BEG LEAVE TO REPORT BACK TO THE COMMON COUNCIL THAT SAID
(ORDINANCE) (~~RESOLUTION~~) _____

DO PASS

DO NOT PASS

ABSTAIN

NO REC

Thomas C. Henry
David C. Long
Edmonds
CR Edmonds

DATED: 2-8-91.

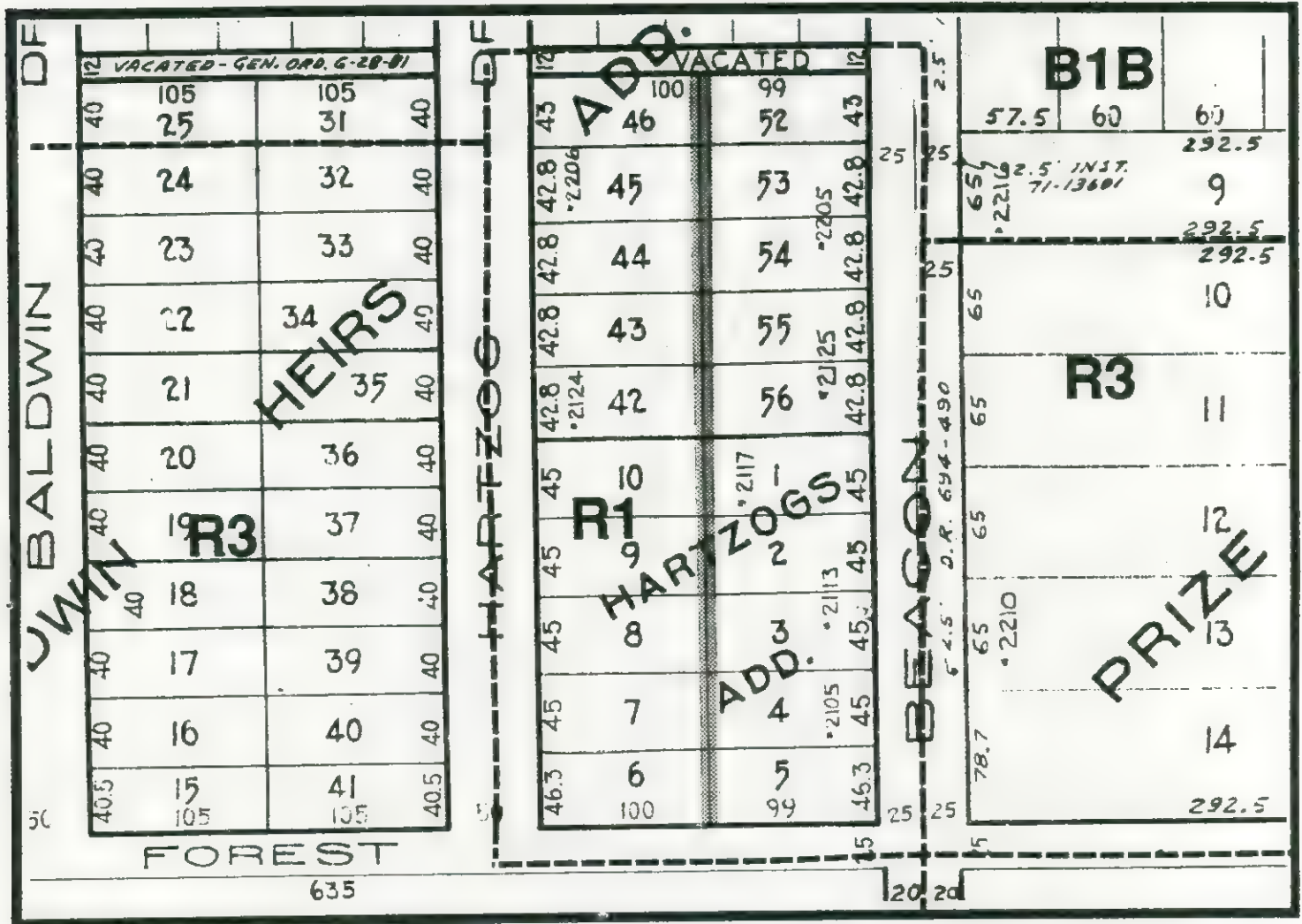
Sandra E. Kennedy
City Clerk

VACATION PETITION #437

A PETITION TO VACATE THE DESCRIBED PORTION OF PUBLIC UTILITY EASEMENT

MAP NO. Q-14

COUNCILMANIC DISTRICT NO. 2



ZONING:

R1 RESIDENTIAL DISTRICT

R3 RESIDENTIAL DISTRICT

B1B LIMITED BUSINESS "B"

LAND USE:

- ☐ SINGLE FAMILY
- ☐ COMMERCIAL

SCALE: 1"=100'

DATE: 5-31-90





THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ROOM 122 • FORT WAYNE, INDIANA 46802 • 219-427-1208

SANDRA E. KENNEDY, CITY CLERK

December 17, 1990

Ms. Connie Lambert
Fort Wayne Newspapers, Inc.
600 West Main Street
Fort Wayne, IN 46802

Dear Ms. Lambert:

Please give the attached full coverage on the date of
December 20, 1990, in both the News Sentinel and
Journal Gazette.

RE: Legal Notice for Common Council
of Fort Wayne, IN

Bill No. G-90-06-41
Utility Easement Vacation

Please send us 3 copies of the Publisher's Affidavit from
both newspapers.

Thank you.

Sincerely yours,

Sandra E. Kennedy
City Clerk

SEK/ne
ENCL: 1

NOTICE OF PUBLIC HEARING
FORT WAYNE COMMON COUNCIL
(BILL NO. G-90-06-41)

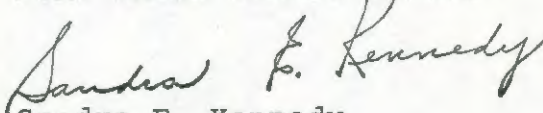
Notice is hereby given that the Fort Wayne Common Council of the City of Fort Wayne, will conduct a public hearing on Tuesday, January 8, 1991, at 7:00 P.M. (EST) in the Common Council Conference Room 128, City-County Building, One Main Street, Fort Wayne, Indiana, more particularly described as follows:

Beginning at the southeast corner of Lot 6 in J.W. Hartzog's Addition to the City of Fort Wayne, Indiana; thence easterly along the southern line of Lot 5 in J.W. Hartzog's Addition a distance of 3 feet to a point; thence northerly 440.5 feet to a point on the north line of Lot 52 in Baldwin Heirs' Addition to the City of Fort Wayne, Indiana; thence westerly along the northern line of Lots 52 and 46 in Baldwin Heirs' Addition a distance of 6 feet to a point; thence southerly 440.5 feet to a point on the southern line of Lot 6 in J. W. Hartzog's Addition; thence easterly along the southern line of Lot 6 in J. W. Hartzog's Addition a distance of 3 feet to the true point of beginning; the same being the utility easement dedicated in the plat of J.W. Hartzog's Addition to the City of Fort Wayne, Indiana, as recorded in the Allen County Recorder's Office in the Plat Book 11, page 51,

and in the Plat of Baldwin Heirs' Addition to the City of Fort Wayne, Indiana, as recorded in the Allen County Recorder's Office in Plat Book 9-B, page 52.

All interested parties are invited to appear and be heard.

FORT WAYNE COMMON COUNCIL


Sandra E. Kennedy
City Clerk



THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ROOM 122 • FORT WAYNE, INDIANA 46802 • 219-427-1208

SANDRA E. KENNEDY, CITY CLERK

December 17, 1990

Tom Gallmeyer, Attorney
1515 Lincoln Bank Tower
Fort Wayne, IN 46802

NOTICE OF PUBLIC HEARING ON BILL NO. G-90-06-41

You are hereby notified that the Common Council of Fort Wayne will conduct a public hearing on Tuesday, January 8, 1991, at 7:00 P.M., (EST) in the Common Council Conference Room 128, 1st Floor, City-County Building, One Main Street, Fort Wayne, Indiana on the following:

The North/South easement between Hartzog Drive and Beacon Street, from Forest Avenue to the East/West vacated alley. Future hospital expansion

All interested persons are invited to appear and be heard. Any written material may be submitted to the Common Council prior to the hearing.

FORT WAYNE COMMON COUNCIL

Sandra E. Kennedy
Sandra E. Kennedy
City Clerk

Fort Wayne Common Council

To:

The Journal-Gazette

Dr.

(Governmental Unit)

P.O. Box 100

Fort Wayne, IN

Allen County, Indiana

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of type in which the body of the advertisement is set)
-- number of equivalent lines

Head -- number of lines

Body -- number of lines

Tail -- number of lines

Total number of lines in notice

COMPUTATION OF CHARGES

35 lines, 1 columns wide equals 35 equivalent lines
at .33 cents per line

\$ 11.55

Additional charge for notices containing rule or tabular work
(50 percent of above amount)

Charge for extra proofs of publication (\$1.00 for each proof in excess of two)

1.00

TOTAL AMOUNT OF CLAIM

\$ 12.55

DATA FOR COMPUTING COST

Width of single column 12.5 ems

Number of insertions 1

Size of type 6 point

Pursuant to the provisions and penalties of Chapter 155, Acts 1953,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Date: Dec. 20, 19 90

Title:

Clerk

PUBLISHER'S AFFIDAVIT

State of Indiana)

) ss:

Allen County)

personally appeared before me, a notary public in and for said county and state, the undersigned Larry Thompson who, being duly sworn, says that he/ she is Clerk of the The Journal-Gazette newspaper of general circulation printed and published in the English language in the (city) (town) of Fort Wayne, IN in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 1 time(s), the dates of publication being as follows:

12/20/90

Subscribed and sworn to before me this 20th day of Dec, 19 90.

Notary Public Whitley County, IN
SHELLEY R. LARUE

My commission expires: March 3, 1994

NOTICE OF PUBLIC HEARING
FORT WAYNE COMMON COUNCIL
(BILL NO. G-90-06-41)

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ALL interested parties are invited to appear and be heard.

FORT WAYNE COMMON COUNCIL
Sandra E. Kennedy
City Clerk

Fort Wayne Common Council

Allen

County, Indiana

To:

The News-Sentinel

Dr.

P.O. Box 100

Fort Wayne, IN

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of type in which the body of the advertisement is set)
-- number of equivalent lines

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at .33 cents per line

\$ 11.55

Additional charge for notices containing rule or tabular work
(50 percent of above amount)

Charge for extra proofs of publication (\$1.00 for each proof in excess of two)

1.00

TOTAL AMOUNT OF CLAIM

\$ 12.55

DATA FOR COMPUTING COST

Width of single column 12.5 ems

Number of insertions

Size of type 6 point

Pursuant to the provisions and penalties of Chapter 155, Acts 1953,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Larry Thompson

Clerk

Date: Dec. 20, 1990

Title:

PUBLISHER'S AFFIDAVIT

State of Indiana)

) ss:

Allen County)

Personally appeared before me, a notary public in and for said county and state, the undersigned Larry Thompson who, being duly sworn, says that he/she is Clerk of the The News-Sentinel newspaper of general circulation printed and published in the English language in the (city) (town) of Fort Wayne, IN in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 1 time(s), the dates of publication being as follows:

12/20/90

Larry Thompson

Subscribed and sworn to before me this 20th day of Dec, 19 90

Shelley R. Larue

Notary Public Whitley County, IN
SHELLEY R. LARUEMy commission expires: March 3, 1994NOTICE OF PUBLIC HEARING
FORT WAYNE COMMON COUNCIL
(BILL NO. G-90-08-41)

Notice is hereby given that the Fort Wayne Common Council of the City of Fort Wayne, will conduct a public hearing on Tuesday, January 8, 1991, at 7:00 P.M. (EST) in the Common Council Conference Room 128, City-County Building, One Main Street, Fort Wayne, Indiana, more particularly described as follows:

Beginning at the southeast corner of Lot 6 in J.W. Hartzog's Addition to the City of Fort Wayne, Indiana; thence easterly along the southern line of Lot 5 in J.W. Hartzog's Addition a distance of 3 feet to the point; thence northerly 440.5 feet to a point on the north line of Lot 52 in Baldwin Heirs' Addition to the City of Fort Wayne, Indiana; thence westerly along the northern line of Lots 52 and 46 in Baldwin Heirs' Addition a distance of 6 feet to a point; thence southerly 440.5 feet to a point on the southern line of Lot 6 in J.W.

Hartzog's Addition; thence easterly along the southern line of Lot 6 in J.W. Hartzog's Addition a distance of 3 feet to the true point of beginning; the same being the utility easement dedicated in the plat of J.W. Hartzog's Addition to the City of Fort Wayne, Indiana, as recorded in the Allen County Recorder's Office in the Plat Book 11, page 51, and in the Plat of Baldwin Heirs' Addition to the City of Fort Wayne, Indiana, as recorded in the Allen County Recorder's Office in Plat Book 9-B, page 52.

ALL interested parties are invited to appear and be heard.

FORT WAYNE COMMON COUNCIL
Sandra E. Kennedy
City Clerk